IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

MONDAY, THE 22ND JANUARY 2007 / 2ND MAGHA 1928

WP(C).No. 9949 of 2006(H)

PETITIONER:

P.A. JOSEPH, AGED 57 YEARS,
S/O. ABRAHAM, PLAVUVACHATHIL HOUSE,
KUMILI, IDUKKI DISTRICT.

BY ADV. SRI.T.A.UNNIKRISHNAN
SMT.RESHMI POULOSE
SMT.N.A.NADEERA

RESPONDENT:

THE KUMILI GRAMA PANCHAYAT,
REP. BY ITS SECRETARY, KUMILI, IDUKKI DISTRICT.

BY ADV. SRI.S.SHANAVAS KHAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 22/01/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX(W.P.C.NO.9949/06)

PETITIONER'S EXTS.:

EXT.P1: TRUE COPY OF THE NOTICE DATED 22.3.2006 ISSUED BY THE RESPONDENT.

EXT.P2: TRUE COPY OF THE REPLY DATED 26.3.2006 ISSUED BY THE PETITIONER.

PIUS C. KURIAKOSE,J.

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W.P.(C)No.9949 of 2006

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Dated: 22nd January, 2007

JUDGMENT

Heard both sides. Having regard to the principles laid down by this court in **Soman v. Kottarakara Grama Panchayat** (2003(2) K.L.T. 1007) and the obvious position that the period of lease which was given to the petitioner by the Panchayat is over long ago, the writ petitioner is not entitled for any relief. Accordingly, the Writ Petition will stand dismissed. It will be open to the Panchayat to initiate proceedings afresh for leasing out the room in question. However, the petitioner will not be actually evicted from the room in question for a further period of one more month from today.

srd **PIUS C.KURIAKOSE, JUDGE**